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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/728,051	12/04/2003	Michael J. Caplan	2006517-0009	9832

24280 7590 12/28/2010  
CHOATE, HALL & STEWART LLP  
TWO INTERNATIONAL PLACE  
BOSTON, MA 02110

EXAMINER
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HUYNH, PHUONG N

ART UNIT	PAPER NUMBER
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1644

NOTIFICATION DATE	DELIVERY MODE
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12/28/2010

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* MICHAEL J. CAPLAN, HUGH A. SAMPSON,  
A. WESLEY BURKS, KIM H. BOTTOMLY, and HOWARD B. SOSIN

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Appeal 2010-012253  
Application 10/728,051  
Technology Center 1600

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Before KIMBERLY R. JORDAN, *Division 1 Support Administrator*.

ORDER DISMISSING APPEAL

On July 27, 2009, Appellants filed a Notice of Appeal. On December 22, 2010, Appellants filed a letter expressly abandoning the application.

Accordingly, the appeal in this application is dismissed.

The application is being returned to the Examiner for such further action as may be appropriate.

Appeal 2010-012253  
Application 10/728,051

If there are any questions pertaining to this Order, please contact the  
Board of Patent Appeals and Interferences at 571-272-9797.

KRJ/cdc

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